

next 10 years. These costs to the private sector are equal to the fees that would be collected by the federal government, as reported in CBO's federal cost estimate of H.R. 4761 released on June 26, 2006.

It is, however, unclear whether these fees are mandates as defined in UMRA. The fees would apply to existing deep-water leases that include a standard provision providing that they are subject to "all regulations issued pursuant to [the Outer Continental Shelf Lands Act] in the future which provide for the prevention of waste and conservation of the natural resources of the Outer Continental Shelf and the protection of correlative rights therein." Excluded from UMRA's definition of "federal private-sector mandate" are duties "arising from participation in a voluntary federal program." Therefore, CBO considers any requirements that are imposed pursuant to a voluntary contract with the federal government, such as a deep-water lease, not to be private-sector mandates. It is unclear whether the imposition of "conservation of resources" fees is so clearly contemplated by the existing lease agreements that it can be said to have been voluntarily accepted by the leaseholders and therefore is not a mandate under UMRA. If the fees do not constitute pre-existing duties under the leases, they would represent new enforceable duties imposed by H.R. 4761 and would be mandates under UMRA.

The bill contains other changes in the financial terms of oil and gas leases that would benefit the private sector. Under the bill, the Secretary of the Interior would offer some OCS areas for leasing that otherwise may not be leased over the next 10 years under current policies. Section 17 would direct the Secretary of the Interior to repurchase and cancel certain federal leases and to compensate the lessee for the amount that the lessee would receive in a restitution case for material breach of contract. Also, some terms of existing leases would be changed to the benefit of leaseholders.

Previous CBO estimate: CBO's analysis of the federal costs and intergovernmental impact of H.R. 4761 was transmitted on June 26, 2006.

Estimate Prepared by: Tyler Kruzich.

Estimate approved by: Joseph Kile, Assistant Director for Microeconomic Studies.

## RECESS

The SPEAKER pro tempore. Pursuant to clause 12(a) of rule I, the Chair declares the House in recess subject to the call of the Chair.

Accordingly (at 11 o'clock and 50 minutes p.m.), the House stood in recess subject to the call of the Chair.

□ 0025

## AFTER RECESS

The recess having expired, the House was called to order by the Speaker pro tempore (Mrs. CAPITO) at 12 o'clock and 25 minutes a.m.

## REPORT ON RESOLUTION PROVIDING FOR CONSIDERATION OF H. RES. 895, SUPPORTING INTELLIGENCE AND LAW ENFORCEMENT PROGRAMS TO TRACK TERRORISTS AND TERRORIST FINANCES

Mr. SESSIONS, from the Committee on Rules, submitted a privileged report

(Rept. No. 109-539) on the resolution (H. Res. 896) providing for consideration of the resolution (H. Res. 895) supporting intelligence and law enforcement programs to track terrorists and terrorist finances conducted consistent with Federal law and with appropriate Congressional consultation and specifically condemning the disclosure and publication of classified information that impairs the international fight against terrorism and needlessly exposes Americans to the threat of further terror attacks by revealing a crucial method by which terrorists are traced through their finances, which was referred to the House Calendar and ordered to be printed.

## REPORT ON RESOLUTION PROVIDING FOR CONSIDERATION OF H.R. 4761, DEEP OCEAN ENERGY RESOURCES ACT OF 2006

Mr. SESSIONS, from the Committee on Rules, submitted a privileged report (Rept. No. 109-540) on the resolution (H. Res. 897) providing for consideration of the bill (H.R. 4761) to provide for exploration, development, and production activities for mineral resources on the outer Continental Shelf, and for other purposes, which was referred to the House Calendar and ordered to be printed.

## LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to:

Mr. HOLDEN (at the request of Ms. PELOSI) for today on account of floods in the district.

Mr. KANJORSKI (at the request of Ms. PELOSI) for today and the balance of the week on account of business in the district.

Mr. ORTIZ (at the request of Ms. PELOSI) for today until 5:00 p.m. on account of important business in the district.

Mr. POE (at the request of Mr. BOEHNER) for today on account of speaking to a convention of police officers in San Antonio, Texas.

Mr. GERLACH (at the request of Mr. BOEHNER) for today after 3:00 p.m. on account of flooding problems within the district.

## SPECIAL ORDERS GRANTED

By unanimous consent, permission to address the House, following the legislative program and any special orders heretofore entered, was granted to:

(The following Members (at the request of Mr. PALLONE) to revise and extend their remarks and include extraneous material:)

Mr. DEFazio, for 5 minutes, today.

Mr. PALLONE, for 5 minutes, today.

Mr. McDERMOTT, for 5 minutes, today.

Mr. GEORGE MILLER of California, for 5 minutes, today.

Mr. BROWN of Ohio, for 5 minutes, today.

Ms. KAPTUR, for 5 minutes, today.

Mr. KIND, for 5 minutes, today.

Ms. MILLENDER-McDONALD, for 5 minutes, today.

Mr. DAVIS of Illinois, for 5 minutes, today.

(The following Members (at the request of Mr. POE) to revise and extend their remarks and include extraneous material:)

Mr. NUSSLE, for 5 minutes, today.

Mr. POMBO, for 5 minutes, today.

Mr. OSBORNE, for 5 minutes, June 29.

Mr. TIAHRT, for 5 minutes, June 30.

## SENATE BILL REFERRED

A bill of the Senate of the following title was taken from the Speaker's table and, under the rule, referred as follows:

S. 2650. An act to designate the Federal courthouse to be constructed in Greenville, South Carolina, as the "Carroll A. Campbell, Jr. Federal Courthouse"; to the Committee on Transportation and Infrastructure.

## ENROLLED BILL SIGNED

Mrs. Haas, Clerk of the House, reported and found truly enrolled a bill of the House of the following title, which was thereupon signed by the Speaker:

H.R. 5403. An act to improve protections for children and to hold States accountable for the safe and timely placement of children across State lines, and for other purposes.

## ADJOURNMENT

Mr. SESSIONS. Mr. Speaker, I move that the House do now adjourn.

The motion was agreed to; accordingly (at 12 o'clock and 27 minutes a.m.), the House adjourned until today, Thursday, June 29, 2006, at 10 a.m.

## EXECUTIVE COMMUNICATIONS, ETC.

Under clause 8 of rule XII, executive communications were taken from the Speaker's table and referred as follows:

8327. A letter from the Assistant General Counsel for Regulations, Office of General Counsel, Department of Education, transmitting the Department's final rule—National Institute on Disability and Rehabilitation Research Projects and Centers Program; Disability Rehabilitation Research Projects (DRRPs) received June 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

8328. A letter from the Acting Legal Advisor to the Bureau Chief, WTB, Federal Communications Commission, transmitting the Commission's final rule—Amdt. of Pt. 1, 21, 73, 74 & 101 of the Commission's Rules [WT Dkt. No. 03-66; RM-10586]; Pt. 1 of the Commission's Rules [WT Dkt. No. 03-67]; Amdt. of Pt. 21 & 74 [MM Dkt. No. 97-217]; Amdt. of Pt. 21 & 74 [WT Dkt. No. 02-68; RM-9718]; Promoting Efficient Use Of Spectrum Through Elimination of Barriers to the Dev. of Sec. Mrkts. [WT Dkt. No. 00-230]; Rev. of the Spectrum Sharing Plan Among Non-Geostationary Satellite Orbit Mobile Satellite Serv. [IB Dkt. No. 02-365]; Amdt. of Pt. 2 of the Commission's Rules to Allocate Spectrum Below 3 GHz for Mobile and Fixed Serv.